

#5

DECLARATION AND POWER OF ATTORNEY

As a below named inventor, I HEREBY DECLARE:

THAT my residence, post office address, and citizenship are as stated below next to my

name,

THAT I believe I am the original, first, and sole inventor (if only one inventor is named below) or an original, first, and joint inventor (if plural inventors are named below or in an attached Declaration) of the subject matter which is claimed and for which a patent is sought on the invention entitled

PYRROLE SUBSTITUTED 2-INDOLINONE PROTEIN KINASE INHIBITORS

(Attorney Docket No. 038602-1086)

the specification of which (check one)

 is attached hereto.

 X was filed on February 15, 2001 as United States Application Number or PCT International Application Number 09/783,264 and was amended on (if applicable).

THAT I do not know and do not believe that the same invention was ever known or used by others in the United States of America, or was patented or described in any printed publication in any country, before I (we) invented it;

THAT I do not know and do not believe that the same invention was patented or described in any printed publication in any country, or in public use or on sale in the United States of America, for more than one year prior to the filing date of this United States application;

THAT I do not know and do not believe that the same invention was first patented or made the subject of an inventor's certificate that issued in any country foreign to the United States of America before the filing date of this United States application if the foreign application was filed by me (us), or by my (our) legal representatives or assigns, more than twelve months (six months for design patents) prior to the filing date of this United States application;

THAT I have reviewed and understand the contents of the above-identified specification, including the claim(s), as amended by any amendment specifically referred to above;

THAT I believe that the above-identified specification contains a written description of the invention, and of the manner and process of making and using it, in such full, clear, concise, and exact terms as to enable any person skilled in the art to which it pertains, or with which it is most nearly connected, to make and use the invention, and sets forth the best mode contemplated by me of carrying out the invention; and

THAT I acknowledge the duty to disclose to the U.S. Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, §1.56.



I HEREBY CLAIM foreign priority benefits under Title 35, United States Code §119(a)-(d) or § 365(b) of any foreign application(s) for patent or inventor's certificate, or §365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below any foreign application for patent or inventor's certificate or of any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application Number	Country	Foreign Filing Date	Priority Claimed?	Certified Copy Attached?

I HEREBY CLAIM the benefit under Title 35, United States Code § 119(e) of any United States provisional application(s) listed below.

U.S. Provisional Application Number	Filing Date
60/182,710	2/15/2000
60/216,422	7/06/2000
60/243,532	10/27/2000

I HEREBY CLAIM the benefit under Title 35, United States Code, §120 of any United States application(s), or § 365(c) of any PCT international application designating the United States of America, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, § 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application.

U.S. Parent Application Number	PCT Parent Application Number	Parent Filing Date	Parent Patent Number

I HEREBY APPOINT the following registered attorneys and agents of the law firm of FOLEY & LARDNER:

STEPHEN A. BENT	Reg. No. 29,768
DAVID A. BLUMENTHAL	Reg. No. 26,257
BETH A. BURROUS	Reg. No. 35,087
ALAN I. CANTOR	Reg. No. 28,163
WILLIAM T. ELLIS	Reg. No. 26,874
JOHN J. FELDHAUS	Reg. No. 28,822
MICHAEL D. KAMINSKI	Reg. No. 32,904
LYLE K. KIMMS	Reg. No. 34,079
KENNETH E. KROSIN	Reg. No. 25,735

JOHNNY A. KUMAR	Reg. No. 34,649
JACK LAHR	Reg. No. 19,621
GLENN LAW	Reg. No. 34,371
PETER G. MACK	Reg. No. 26,001
STEPHEN B. MAEBIUS	Reg. No. 35,264
BRIAN J. MC NAMARA	Reg. No. 32,789
SYBIL MELOY	Reg. No. 22,749
RICHARD C. PEET	Reg. No. 35,792
GEORGE E. QUILLIN	Reg. No. 32,792
ANDREW E. RAWLINS	Reg. No. 34,702
BERNHARD D. SAXE	Reg. No. 28,665
CHARLES F. SCHILL	Reg. No. 27,590
RICHARD L. SCHWAAB	Reg. No. 25,479
MICHELE M. SIMKIN	Reg. No. 34,717
HAROLD C. WEGNER	Reg. No. 25,258

And Leslie Mooi, Reg. No. 37,047 of Sugan, Inc.,

to have full power to prosecute this application and any continuations, divisions, reissues, and reexaminations thereof, to receive the patent, and to transact all business in the United States Patent and Trademark Office connected therewith.


I request that all correspondence be directed to:

Beth A. Burrous
FOLEY & LARDNER
Washington Harbour
3000 K Street, N.W., Suite 500
Washington, D.C. 20007-5109

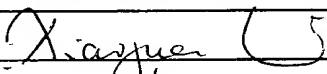
Telephone: (202) 672-5475
Facsimile: (202) 672-5399

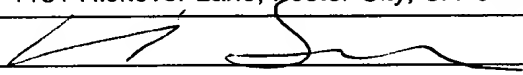
I UNDERSTAND AND AGREE THAT the foregoing attorneys and agents appointed by me to prosecute this application do not personally represent me or my legal interests, but instead represent the interests of the legal owner(s) of the invention described in this application.

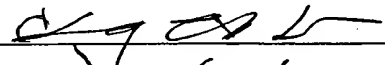
I FURTHER DECLARE THAT all statements made herein of my own knowledge are true, and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

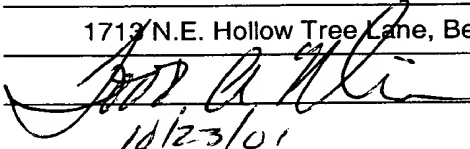
Name of first inventor Peng Cho TANG
 Residence Moraga, CA
 Citizenship USA
 Post Office Address 827 Camino Ricardo, Moraga, CA 94556
 Inventor's signature 
 Date 10/25/01

Name of second inventor Todd A. MILLER
 Residence Bend, OR
 Citizenship USA
 Post Office Address 1713 N.E. Hollow Tree Lane, Bend, OR 97701
 Inventor's signature
 Date

Name of third inventor Xiaoyuan LI
 Residence Los Altos, CA
 Citizenship USA
 Post Office Address 2020 Victoria Court, CA 94024
 Inventor's signature 
 Date 10/30/01

Name of fourth inventor Li SUN
 Residence Foster City, CA
 Citizenship USA
 Post Office Address 1151 Rickover Lane, Foster City, CA 94404
 Inventor's signature 
 Date 10/22/01

Name of fifth inventor Chung Chen WEI
 Residence Foster City, CA
 Citizenship USA
 Post Office Address 39 Commons Lane, Foster City, CA 94404
 Inventor's signature 
 Date 10/29/01

Name of first inventor	Peng Cho TANG
Residence	Moraga, CA
Citizenship	USA
Post Office Address	827 Camino Ricardo, Moraga, CA 94556
Inventor's signature	
Date	
Name of second inventor	Todd A. MILLER
Residence	Bend, OR
Citizenship	USA
Post Office Address	1713 N.E. Hollow Tree Lane, Bend, OR 97701
Inventor's signature	
Date	10/23/01
Name of third inventor	Xiaoyuan LI
Residence	Los Altos, CA
Citizenship	USA
Post Office Address	2020 Victoria Court, CA 94024
Inventor's signature	
Date	
Name of fourth inventor	Li SUN
Residence	Foster City, CA
Citizenship	Ireland
Post Office Address	1151 Rickover Lane, Foster City, CA 94404
Inventor's signature	
Date	
Name of fifth inventor	Chung Chen WEI
Residence	Foster City, CA
Citizenship	USA
Post Office Address	39 Commons Lane, Foster City, CA 94404
Inventor's signature	
Date	

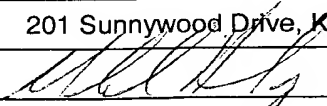
Name of sixth inventor Shahrzad SHIRAZIAN
 Residence Corte Madera, CA
 Citizenship IRAN
 Post Office Address 1 Constitution Drive, Corte Madera, CA 94925
 Inventor's signature *Shahrzad Shirazian*
 Date 10/30/01

Name of seventh inventor Congxin LIANG
 Residence Sunnyvale, CA
 Citizenship USA
 Post Office Address 729 West Remington Drive, Sunnyvale, CA 94087
 Inventor's signature *Congxin Liang*
 Date 10/29/01

Name of eighth inventor Tomas VOJKOVSKY
 Residence San Francisco, CA
 Citizenship CZECH REPUBLIC
 Post Office Address 333 Catalpa #6, San Mateo, CA 94080
 Inventor's signature *T. Vojkovsky*
 Date 10/30/01

Name of ninth inventor Asaad S. NEMATALLA
 Residence Concord, CA
 Citizenship USA
 Post Office Address 4492 Sweet Shrub Court, Concord, CA 94521
 Inventor's signature *Asaad Nematalla*
 Date 10/29/01

Name of tenth inventor Michael HAWLEY
 Residence Kalamazoo, MI
 Citizenship USA
 Post Office Address 201 Sunnywood Drive, Kalamazoo, MI 49009
 Inventor's signature
 Date

Name of sixth inventor	Shahrzad SHIRAZIAN
Residence	Corte Madera, CA
Citizenship	IRAN
Post Office Address	1 Constitution Drive, Corte Madera, CA 94925
Inventor's signature	
Date	
Name of seventh inventor	Congxin LIANG
Residence	Sunnyvale, CA
Citizenship	USA
Post Office Address	729 West Remington Drive, Sunnyvale, CA 94087
Inventor's signature	
Date	
Name of eighth inventor	Tomas VOJKOVSKY
Residence	San Francisco, CA
Citizenship	CZECH REPUBLIC
Post Office Address	333 Catalpa #6, San Mateo, CA 94080
Inventor's signature	
Date	
Name of ninth inventor	Asaad S. NEMATALLA
Residence	Concord, CA
Citizenship	USA
Post Office Address	4492 Sweet Shrub Court, Concord, CA 94521
Inventor's signature	
Date	
Name of tenth inventor	Michael HAWLEY
Residence	Kalamazoo, MI
Citizenship	USA
Post Office Address	201 Sunnywood Drive, Kalamazoo, MI 49009
Inventor's signature	
Date	24 October 2001